

# EXHIBIT 14

Excerpts from Final Decree in *United States of America v. Walker River Irrigation District, et al.*, In Equity No. C-125  
(D.Nev. 1936)

1 IN THE DISTRICT COURT OF THE UNITED STATES OF AMERICA,  
2 IN AND FOR THE DISTRICT OF NEVADA.

3  
4  
5 UNITED STATES OF AMERICA,

6 Plaintiff,

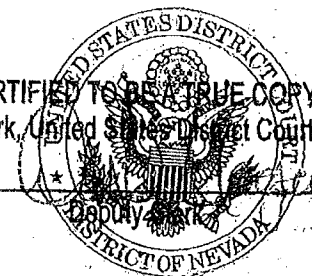
7 -vs-

8 WALKER RIVER IRRIGATION DISTRICT, a cor-  
9 poration, JOHN A. BEEMER, ANTELOPE VALLEY  
10 LAND & CATTLE COMPANY, a corporation,  
11 ARTHUR PITTS, WILLIE PITTS, H. F. POWELL,  
12 MRS. ELIZABETH CHICHESTER, B. H. CHICHESTER,  
13 JAMES POWELL, MRS. ELIZA McKAY, MRS. SARAH  
14 CARNEY, VIGIL CONNELL, HUNNEWILL LAND &  
15 LIVESTOCK COMPANY, a corporation, JAMES  
16 McKAY, FRANK SIMPSON, TRUCKEE RIVER GEN-  
17 ERAL ELECTRIC COMPANY, a corporation, H.  
18 W. SETTLEMAYER, A SETTLEMAYER, F. SCHACHT,  
19 THOMAS BERRY, JOE ALLARD, SAM FALES, HENRY  
20 RUBE, EDDIE RUBE, JOE SORERINE, A.  
21 DELLAMONICA, MODESTO DELLAMONICA, FRANK  
22 YPARRAGUIRRE, MRS. MINNIE PIMENTAL, MONO  
23 LAND & LIVESTOCK COMPANY, a corporation,  
24 C. C. LOOSE, MRS. ANNIE B, PHILATRO, FRED  
25 FREDERICKS, G. B. DAY, MRS. H. P. DAY  
26 ESTATE, PLYMOUTH LAND & LIVESTOCK COMPANY,  
27 a corporation, LELAND DAY, C. M. KIRKWOOD,  
28 A. S. BRYANT, LORENE WEDERTZ, A.W. BRANDON,  
29 MRS. M. V. SINNAMON, C. E. DAY, FRANK W.  
30 CHICHESTER, DAVID McKAY, MRS. BERTRAND

IN EQUITY.

C-125.

CERTIFIED TO BE A TRUE COPY  
Clerk, United States District Court  
By



1 PERRY, M. F. BERTRAND, MRS. A. F. McLEOD, C. A.  
2 McLEOD, J. B. GALLAGHER, MRS. G. W. WEBSTER,  
3 S. McCROSKEY, LETTIE SHELTON, F. S. COX, G. F.  
4 WILLIS, G. L. NICHOLAS, JOHN LAMFERSWEILER, M.  
5 DELLAMONICA, GEORGE WELSH, L. SIMMONS, W. F.  
6 CAMBRELL, FRANK BOWARD, JOHN SNYDER, C. E.  
7 KINGSLEY, H. M. HANSON, J. N. WELSH, J. G.  
8 McGOWAN, ISAAC A. STROSNIDER, F. O. STICKNEY,  
9 ALICE L. MARTIN, ANTONE GAMAGNI, THE PLYMOUTH  
10 COMPANY, a corporation, NELLIE J. WHITEACRE,  
11 BERTHA ANN JOHNSON, G. W. WILSON, J. Q. WILSON,  
12 W. R. McGOWAN, J. W. WILSON, J. G. McGOWAN,  
13 MRS. LOUISE McGOWAN, EMILIO AIAZZI, HESTER  
14 WEST, SOPHIA E. LYNCH, JOHN McVICAR, F. B.  
15 MANN, MARGARET SCHOOLEY, JAMES T. McKAY, JOHN  
16 F. YPARRAGUIRRE, FRANK YPARRAGUIRRE, JOSEPH  
17 YPARRAGUIRRE, GEORGE PARKER and JOHN DOE,  
18 RICHARD DOE, SIMEON POE, JANE DOE and SARAH  
19 ROE, whose true names are to the plaintiff  
20 unknown,

21 Defendants.

22 -----  
23 DE C R E E  
24

25 This suit was commenced on July 3, 1924. The plaintiff  
26 thereafter filed an amended complaint to which amended complaint  
27 the several defendants filed their answers and cross complaints.

28 The parties to said suit were represented by attorneys  
29 as follows:

30 The United States of America was represented originally

1 the same stream, such priorities shall be deemed to be identical  
2 in point of time and equal in point of right with due regard to  
3 the amount hereby allowed to each. Any of the said parties shall  
4 be entitled to change the manner, means, place or purpose of use  
5 or the point of diversion of the said waters or any thereof in  
6 the manner provided by law, so far as they may do so without  
7 injury to the rights of other parties hereto, as the same are  
8 fixed hereby.

9  
10 XI. Each and every party to this suit and their and  
11 each of their servants, agents and attorneys and all persons  
12 claiming by, through or under them, and their successors and  
13 assigns in and to the water rights and lands herein described,  
14 be and each of them hereby is forever enjoined and restrained from  
15 claiming any rights in or to the waters of Walker River and/or  
16 its branches and/or its tributaries, except the rights set up and  
17 specified in this decree and each of the said parties is hereby  
18 enjoined and restrained from taking, diverting or interfering in  
19 any way with the waters of the said Walker River or its branches  
20 or tributaries so as to in any way or manner interfere with the  
21 diversion, enjoyment and use of the waters of any of the other  
22 parties to this suit as set forth in this decree, having due re-  
23 gard to the relative rights and priorities herein set forth; and  
24 each of the said parties is hereby enjoined and restrained from  
25 ever taking, diverting, carrying away, or otherwise using or claim-  
26 ing any of the water so allotted to them in any manner or at any  
27 time so as to in any way interfere with the prior rights of other  
28 parties to this suit as the same are herein set forth, or until  
29 such parties having prior rights as herein specified have received  
30 upon their several lands the waters so adjudicated to them.

1           XII.    This decree shall be deemed to determine all of  
2   the rights of the parties to this suit and their successors in  
3   interest in and to the waters of Walker River and its tributaries,  
4   except the undetermined rights of Walker River Irrigation District  
5   under its applications to the State Water Commission of the State  
6   of California and the undetermined rights of the applicants for  
7   permits from the State Engineer of the State of Nevada hereinabove  
8   specified, and it is hereby ordered, adjudged and decreed that  
9   none of the parties to this suit has any right, title, interest  
10  or estate in or to the waters of said Walker River, its branches  
11  or its tributaries other than as above set forth, excepting the  
12  undetermined rights of Walker River Irrigation District and the  
13  several applicants for permits from the State Engineer of the  
14  State of Nevada. Nothing herein shall prejudice the rights of  
15  any of the parties defendant hereto under any transfer or legal  
16  succession in interest since the commencement of this suit to any  
17  of the rights hereby adjudicated to the several parties defend-  
18  ant.

19  
20           XIII.   Nothing herein shall affect the right of any of  
21  the parties hereto to rotate the use of water, or to combine or  
22  exchange the use thereof, so far as they may do so without in-  
23  juriously affecting the rights of any of the other parties here-  
24  to, and the Water Master, hereinafter mentioned, may permit the  
25  said parties to rotate the use of said water or to combine or ex-  
26  change the use thereof, having due regard to the priorities herein  
27  fixed, so far as the same may be done without injuriously affect-  
28  ing the rights of the other parties to this suit.

29  
30           XIV.   The Court retains jurisdiction of this cause for

1 the purpose of changing the duty of water or for correcting or  
2 modifying this decree; also for regulatory purposes, including  
3 a change of the place of use of any water user, but no water  
4 shall be sold or delivered outside of the basin of the Walker  
5 River except that appurtenant to the lands of Mrs. J. A. Conway  
6 and R. P. Conway referred to in the foregoing tabulation.

7 The Court shall hereafter make such regulations as to  
8 notice and form or substance of any applications for change or  
9 modification of this decree, or for change of place or manner of  
10 use of water as it may deem necessary.

11 The owner of each ditch or canal herein authorized to  
12 divert water from the Walker River or its tributaries shall at  
13 his or its own expense install and at all times maintain at or  
14 near the intake of such ditch or canal, a reliable, sufficient  
15 and easily operated regulating headgate and a locking measuring  
16 box, flume or other device to be approved by the Water Master,  
17 whereby the water diverted into such ditch or canal may be regu-  
18 lated and correctly measured. Upon failure of any owner of such  
19 ditch or canal to install such regulating, locking and measuring  
20 device on or before the first day of May, 1937, or at such earl-  
21 ier date as may be fixed or demanded by the Water Master, upon  
22 ten days' notice, or to maintain such regulating, locking or  
23 measuring device, the Water Master shall cut off the water from  
24 such ditch or canal until the same shall be so installed and  
25 maintained.

26  
27 XV. The Court, whenever it shall deem it necessary,  
28 shall appoint a Water Master, who shall be charged with the duty  
29 of apportioning and distributing the waters of the Walker River,  
30 its forks and tributaries in the State of Nevada and in the State

1 of California, including water for storage and stored water, in  
2 accordance with the provisions of this decree. / The said Water  
3 Master shall serve until the further order of this Court and may  
4 be removed by the Court at any time. The Water Master shall have  
5 authority to appoint                      deputies to assist him. Upon  
6 application to the Court he may employ such additional assistants  
7 as the circumstances may require. The said Water Master shall re-  
8 ceive an annual salary of \$                      , payable in monthly in-  
9 stallments of \$                      . The compensation of his assist-  
10 ants shall be fixed by the Court from time to time. The said  
11 Water Master also shall be authorized to rent, furnish and main-  
12 tain an office for his use and to incur necessary expenses for  
13 transportation of himself and his assistants and for other proper  
14 purposes, all of which shall be reported to and be approved by the  
15 Court twice yearly, that is to say, on the first day of May and  
16 the first day of November in each year.

17                      The compensation of the Water Master and his assistants  
18 and all expenses connected with his employment shall be appor-  
19 tioned among the several parties hereto, both in the State of  
20 Nevada and in the State of California, according to the acreage  
21 of the lands irrigated under this decree, including stored water  
22 and the Court reserves jurisdiction to hereafter enter judgment  
23 for any unpaid portion of said expenses and to make and enforce  
24 such regulations for the collection of said money as may be neces-  
25 sary and proper.

26                      The said Water Master, with the approval of the Court,  
27 may make such rules as may be necessary and proper for the en-  
28 forcement of this decree and for the carrying out of its purposes  
29 and objects and the proper apportionment and distribution, includ-  
30 ing rotation of the use of water where necessary, of the waters

1 of said Walker River among and to the persons entitled thereto,  
2 including water for storage and stored water.  
3

4 XVI. The irrigation season along the Walker River,  
5 its branches and its tributaries, extends from the first day of  
6 March to the thirtieth day of September of each year, except that  
7 in Bridgeport Valley on the East Walker River and at all points  
8 above Coleville Gauging Station on the West Walker River the  
9 irrigating season covers the period from March first to September  
10 fifteenth of each year.  
11

12 XVII. Each of the parties to this suit shall severally  
13 pay their costs therein expended.  
14

15 XVIII. The Special Masters, B. F. Curler and Robert M.  
16 Price, heretofore appointed by the Court "to take the evidence  
17 and testimony herein, and to report the same to the Court with  
18 his recommendations for the advice of the Court as to conclusions  
19 of fact and of law, and as to the form and substance of the de-  
20 cree to be entered" shall be paid for their several services by  
21 the United States of America, such sums respectively as the Court  
22 shall hereafter order.  
23

24 DONE IN OPEN COURT this 14<sup>th</sup> day of April, 1936.  
25  
26

27   
United States District Judge.  
28  
29  
30